

HOUSE COMMITTEE ON EDUCATION

May 13, 1993           Hearing Room E 1:30 p.m.   Tapes 75 - 77

MEMBERS PRESENT:   Rep. Carolyn Oakley, Chair Rep. Jim Whitty, Vice-Chair  
Rep. John Meek Rep. Patti Milne Rep. John Schoon Rep. Larry Sowa Rep.  
Sharon Wylie

STAFF PRESENT:           Linda Sample Brown, Administrator Carolynn  
Gillson, Assistant

MEASURES CONSIDERED: HB 3337 - Proh. renewal of cert. or shop license by  
St. Bd. of Barbers & Hairdressers for person in default of student loan,  
PAW HB 2095 - Admission of underage children to kindergarten, PUB HB  
3000 - High school course on parental skills & child develop., PUB HB  
3346 - Overcrowded sch. dist. contract with private schools, PUB HB 3160  
- Sch. dist. adopt policy to reduce gang invlvmt & drug abuse, PUB  
HB 2176 - Tax exempt. for parking lots used by OSSHE students &  
staff, PAW

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These minutes contain materials which paraphrase and/or summarize  
statements made during this session. Only text enclosed in quotation  
marks report a speaker's exact words. For complete contents of the  
proceedings, please refer to the tapes. [--- Unable To Translate Graphic  
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TAPE 75, SIDE A

004    REP. CAROLYN OAKLEY, Chair:   Calls meeting to order at 1:40 p.m.

Public Hearing on HB 3337 Doug Collins, Oregon State Scholarship  
Commission (OSSC) Susan Wilson, Board of Barbers and Hairdressers Jim  
Markee, Oregon Barber & Beauty School Assn.

015    DOUG COLLINS, OSSC: This bill allows us to notify the Board of  
Barbers and Hairdressers when a renewal applicant is in default. > HB  
3337-2 amendment sets up procedures for appeal and information exchange  
with the Board (EXB. A).

032    SUSAN WILSON, Board of Barber and Hairdressers: Agrees with the  
amendments.

037    JIM MARKEE, Oregon Barber & Beauty School Assn.: Explains how  
the bill is already having an impact on people who have defaulted on  
student loans.

Work Session on HB 3337

MOTION: Rep. Whitty moves to adopt the -2 amendments. > There are no  
objections.

MOTION: Rep. Whitty moves HB 3337 as amended to the floor with a do  
pass recommendation.

053    REP. LARRY SOWA: What is the justification of including  
financial institutions?

COLLINS: It was language in the original bill that was deleted because the OSSC is unable to implement the bill if anyone else is involved.

VOTE: In a roll call vote, the motion carries with all members voting AYE. Carrier: Rep. Meek

Public Hearing on HB 2095 Karen Brazeau, Department of Education (DOE) Greg McMurdo, DOE Jim Green, Oregon School Boards Assn. (OSB A) Wilma Wells, Confederation of School Board Administrators (COSA)

080 KAREN BRAZEAU, DOE: Reviews what the -1 amendments do (see EXH. E, 4/6/93).

REP. JIM WHITTY: What is the difference between the new language on lines 21-23 on page 2 and the deleted language?

127 GREG McMURDO, DOE: The new language is proposed to make it consistent with the definition of kindergarten child adopted last session. The age of admittance is still left up to school district.

BRAZEAU: Continues review of amendments with Sections 3 and 4.

170 REP. MEEK: I was not aware that special education instruction takes place in the home.

BRAZEAU: Yes, there are some children placed in home-bound instruction. A team of people in the school district decide where services are best provided and parents can challenge the decision. Very few special education children receive their instruction at home. > Continues review with Sections 4 - 21.

344 REP. SCHOON: In Section 16, wouldn't it be appropriate to talk about school district boundaries?

BRAZEAU: The state is divided into six areas based on county lines and school district lines. Services are contracted for and no area of the state is left out. > Notes the language in (f) on line 31 should not be there.

391 REP. SCHOON: Has there been any consideration for regional services for autistic children?

BRAZEAU: We have regional services, but they are not well-funded. The level of services does not relieve school districts from the financial burden of providing regional services.

REP. SCHOON: The original bill dealt with transportation. Is it addressed in the amendment?

440 BRAZEAU: I believe it is in Section 17 on page 13, line 27.

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024 REP. PATTI MILNE: Has there been an increase in the number of children who start school earlier and why?

BRAZEAU: Some districts allow an open enrollment so children can enter at the time they turn 5 rather than wait until September 1 of the following year. There is no consistent pattern and school districts are

allowed flexibility.

REP. MILNE: Why do we need this language for a generally small number of students?

BRAZEAU: It was not the intent of this amendment to have school districts do anything different since kindergartens were put into place. > Will provide information on the number of cases.

084 REP. SCHOON: The language in this bill seems very broad and would allow taking in more children.

McMURDO: There is no relationship between Section 2 and the special education language in the rest of the bill.

BRAZEAU: The formula for replacement revenue for children with disabilities kicks in at age five.

REP. SCHOON: Is the school required to provide transportation for special programs?

BRAZEAU: Districts are required to provide transportation to pre-school programs.

160 JIM GREEN, OSB A: The language in Section 2 would allow school districts to bring in children who are developmentally ready to start kindergarten.

REP. MILNE: The old language indicates we are looking at children who are physically ready and perhaps advanced for their age. The new language refers to physical needs and indicates children who need their skill level brought up. To me it looks like two different situations.

GREEN: Children 0-5 with special education needs are served by early intervention programs.

228 WILMA WELLS, COSA: Talks about some of the changes in the -1 amendments.

260 Committee takes a brief recess.

Public Hearing on HB 3000 Rep. Lisa Naito

330 REP. LISA NAITO, District 15: Reviews her testimony in support of HB 3000 which encourages schools to adopt curriculum on parental skills and child development (EXH. B). > Provides testimony from Joanne Miksis, Parenthood Education Teacher from Churchhill High School (EXH. C). > Refers to the HB 3000-4 amendment which deletes the mandate (EXH. D). > Points out a correction for line 2, changing health to healthy.

REP. WHITTY: Talks about the importance of the subject. Testimony provided by United Way in support of HB 3000 (EXH. E).

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Public Hearing on HB 3346 Rep. John Meek David Fidanque, American Civil Liberties Union (ACLU) Robert Dehuing, Oregon Federation of Teachers, Education & Health Professionals Greg McMurdo, Department of Education (DOE)

035 REP. MEEK: The HB 3346-1 amendment addresses some of the questions raised concerning different ways of dealing with school overcrowding (EXH. F)

REP. WHITTY: Expresses concern about not requiring a valid Oregon teaching license in Section 1 (5).

REP. MEEK: Licensed teachers are only required in licensed schools. Any group that wanted to form and be classified as school would have to have valid teaching certificates.

074 REP. MILNE: Would this allow a student to take courses in a variety of settings?

REP. MEEK: The district has to determine there is an overcrowded situation and it cannot provide certain courses on site.

REP. SOWA: Is overcrowding defined somewhere in the law?

REP. MEEK: It would be up to individual schools to make that determination.

REP. SOWA: Could a school board determine a school is overcrowded because it does not have access to enough computers for instance?

REP. MEEK: I don't believe this bill would give them that authority.

REP. SOWA: If a school board determines there are too many students, how do they determine who should go somewhere else?

153 REP. MEEK: It would probably be through notifying students of the option of going to an alternative education service and it would require parental consent.

REP. SOWA: What if the Board wants to contract with a church school for some services?

REP. MEEK: Districts are currently prohibited from contracting for services which involve religious education.

189 REP. SOWA: Feels the concept could cause some real problems in some school districts and some strict guidelines need to be set and terms defined.

205 DAVID FIDANQUE, executive director, ACLU of Oregon: Reviews his testimony in support of the HB 3346-1 amendments which clarify that only "acceptable" educational programs could receive public funds (EXH. G).

225 ROBERT DEHUING, OFTEHP: Opposes the bill for several reasons: it allows the state to pay tuition for students going to private schools; the unclear definition of overcrowding; the relationship with religious institutions and the requirement of teaching credentials.

236 GREG McMURDO, DOE: Suggests considering ORS 327.109 when working on the bill.

Public Hearing on HB 3160 Rep. Avel Gordley Rep. Dave McTeague Rep. Mary Alice Ford Rep. Margaret Carter Steve Hollingsworth, Portland School Police

256 REP. AVEL GORDLY, District 19: Reviews her testimony in support of HB 3160 which is part of a bipartisan effort to address the growing gang crisis in the state (EXH. H). > Current curriculum policy adopted by the DOE does not include a program on gang involvement. Bill promotes anti-drug, anti-violence and anti-gang education in our schools and encourages conflict resolution skills training. > Refers to the language changes in the HB 3160-1 amendment (EXH. I).

365 REP. DAVE McTEAGUE, District 25: The research done on this bill has shown us the amount of denial that still exists around these issues. HB 3160 helps to engage more people in the issue.

411 REP. MEEK: Should the "gang involvement" language on line 6 be more specific to what you are trying to resolve?

REP. GORDLY: Open to amendments to make the language clearer. Amended bill is not a mandate.

REP. MILNE: Perhaps an amendment could define "gang activities".

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037 REP. MARY ALICE FORD: The language in the amendment addresses that concern. > Talks about the amount of support for the bill and the urgent need for the bill.

084 REP. MILNE: Talks about gang-related incidences in Woodburn. Emphasizes need to involve community agencies. Suggests adding language addressing community involvement in the issue.

REP. GORDLY: Talks about community denial and the need for community involvement.

126 REP. MARGARET CARTER, District 18: "Gang-related" should be defined in terms of behavior. It is too easy to focus on juvenile delinquents and not on prevention. > A curriculum that talks openly about the issues is a form of education we need to get kids to recognize. It is not just an inner-city problem. > Also important for school districts to provide training for their staff to deal with these issues. > Gangs are another anti-disestablishment oriented problem with no color or age.

REP. McTEAGUE: Provides list of definitions to committee members (EXH. J).

219 STEVE HOLLINGSWORTH, Portland School Police: Talks about gang activity in Portland Public Schools. Provides and refers to background information on the issue (EXH. K). > We are talking about forming partnerships in communities where everyone accepts some of the responsibility and works together to save these kids. Need open lines of communication. > Develop criteria based on specific needs to help determine if someone is a gang member. > Sixty percent of all new gang members documented in 1992 are outside the Portland area. It is up to 80 percent across the state now. > Many gang members have other problems and are susceptible to this lifestyle. > Talks about the gang activity trends in Portland. All high school campuses in Portland have full-time security. > Trying to be proactive in both high schools and middle schools. > Talks about situation in Jefferson High School area.

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029 HOLLINGSWORTH: Talks about second-generation gang members. > Talks about dealing with gang members and trouble-makers at athletic events. > Shows slides related to gang activity in the Portland area and responds to questions. > More gang members are on alcohol than drugs and most are homeless and live on the street. > Most admit they are in a gang, wear the clothing and carry the weapons. They enroll in schools in order to recruit new members.

251 HOLLINGSWORTH: The earlier we work with kids in schools the better off we are going to be.

REP. GORDLY: Oregon needs this bill.

Testimony provided by United Way in support of bill (EXH. L).

Public Hearing on HB 2176 George Pernsteiner, Oregon State System of Higher Education Julie Gies, Oregon Nurses Assn. (ONA)

286 GEORGE PERNSTEINER, OSSHE: This bill would continue the exemption from local property taxes on state-owned land used by colleges and universities for parking. The current exemption expires at the end of June 1, 1994. > Taxes could be approximately \$2 million a year. Parking fees will be increased from 10 to 50 percent. We might have to use approximately \$1 million of other funds to pay for bonds used for building the parking structures and lots.

REP. MEEK: Would it be cheaper to track students without insurance than lose this exemption?

PERNSTEINER: Yes.

330 JULIA GIES, ONA: Explains ONA supports the bill because of cost and safety. Cost of the loss of tax exemption is passed on to employes and could be prohibitive to some of the students.

Work Session on HB 2176

MOTION: Rep. Wylie moves HB 2176 to the Committee on Revenue and School Finance.

VOTE: In a roll call vote, the motion carries with Rep. Schoon voting NAY.

375 CHAIR OAKLEY: Adjourns the meeting at 4:10 p.m.

Reviewed and submitted by:

Carolynn Gillson Assistant

EXHIBIT LOG: A - HB 3337-2 amendment - Oregon State Scholarship Commission - 3 pages B - Testimony on HB 3000 - Rep. Lisa Naito - 2 pages C - Testimony on HB 3000 - Joanne Miksis - 3 pages D - HB 3000-4 amendment - Rep. Lisa Naito - 1 page E - Testimony on HB 3000 - United Way - 2 pages F - HB 3346-1 amendment - Rep. John Meek - 2 pages G - Testimony on HB 3346 - ACLU Oregon - 2 pages H - Testimony on HB 3160 - Rep. Avel Gordly - 1 page I - HB 3160-1 amendment - Rep. Avel Gordly - 1 page J - Testimony on HB 3160 - Rep. Dave McTeague - 1 page K -

Testimony on HB 3160 - Steve Hollingsworth - 59 pages L - Testimony on  
HB 3160 - United Way - 2 pages